



EXPRESS MAIL LABEL NO. EK 472 572 131 US
ATTORNEY'S DOCKET: FMS/130

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

JOHN R. COFFEE, ET AL.

Serial No.: 09/659,850

Filed: September 11, 2000

Group Art Unit _____

Examiner: _____

Title: LOCATION AWARE WIRELESS DATA GATEWAY

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

Type of Declaration

This declaration is made in an original application for utility patent.

Inventorship and Specification Identification

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the above-captioned invention, the specification of which was filed in the U.S. Patent and Trademark Office on 09/11/00, and assigned Serial No. 09/659,850.

Acknowledgment of Review of Papers and Duty of Candor

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims thereof.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, section 1.56(a).

Power of Attorney

As a named inventor, I hereby appoint Donald R. Greene, Reg. No. 22,470, principal attorney, with full power of substitution and revocation, and the following associate attorneys, to

prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith: Victor M. Wigman, Reg. No. 25,201; George C. Myers, Jr., Reg. No. 27,040; Herbert Cohen, Reg. No. 25,109; Michael D. White, Reg. No. 32,795; Karl O. Neidert, Reg. No. 39,313; Michael C. Greenbaum, Reg. No. 28,419; David J. Edmondson, Reg. No. 35,126; Denise C. Lane, Reg. No. 42,780; and James E. Howard, Reg. No. 39,715.

Send correspondence and direct telephone calls to:

Donald R. Greene

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Tel: (202) 530-7400

Fax: (202) 463-6915

Declaration

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signatures

Full name of first joint inventor: John R. Coffee

Inventor's signature ✓ John R. Coffee

Date ✓ 10/27/00

Country of Citizenship: United States of America

Residence: Gilbert, Arizona

Post Office Address: 1438 E. Encinas Avenue
Gilbert, Arizona 85234

Full name of additional joint inventor: Kevin M. Marvin

Inventor's signature ✓ Kevin M. Marvin

Date ✓ 10/27/00

Country of Citizenship: United States of America

Residence: Gilbert, Arizona

Post Office Address: 1265 S. Quail Lane
Gilbert, Arizona 85233

Full name of additional joint inventor: Larry Fox

Inventor's signature 

Date ✓ 27/0ct - 2000

Country of Citizenship: United States of America

Residence: Gilbert, Arizona

Post Office Address: 1165 E. Harrison St.

Gilbert, Arizona 85296

Full name of additional joint inventor: David A. Dye

Inventor's signature 

Date ✓ 10/30/00

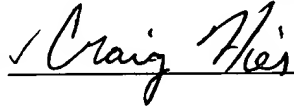
Country of Citizenship: United States of America

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Full name of additional joint inventor: Craig Hier

Inventor's signature 

Date ✓ 10/27/00

Country of Citizenship: United States of America

Residence: Chandler, Arizona

Post Office Address: 4551 W. Shannon St.

Chandler, Arizona 85226

Full name of additional joint inventor: Paul Ballew

Inventor's signature 

Date ✓ 10/30/2000

Country of Citizenship: United States of America

Residence: Chandler, Arizona

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Chandler, Arizona 85248

Full name of additional joint inventor: Craig Howard

Inventor's signature ✓ *Craig Howard*

Date ✓ 10/27/2000

Country of Citizenship: United States of America

Residence: Chandler, Arizona

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Chandler, Arizona 85226

Full name of additional joint inventor: Robert F. Allen ^{J. RJA}

Inventor's signature ✓ *Robert F. Allen*

Date ✓ 10/27/2000

Country of Citizenship: United States of America

Residence: Chandler, Arizona

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Chandler, Arizona 85226

Full name of additional joint inventor: Kirk Bingeman

Inventor's signature ✓ *Kirk Bingeman*

Date ✓ 11/1/00

Country of Citizenship: United States of America

Residence: Phoenix, Arizona

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Full name of additional joint inventor: Brad Garn

Inventor's signature ✓ *Brad Garn*

Date ✓ 10-1-00

Country of Citizenship: United States of America

Residence: Chandler, Arizona

Post Office Address: 4670 W. Kitty Hawk
Chandler, Arizona 85226



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Commissioner of Patents and Trademarks
Washington, D.C. 20231

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(c))--SMALL BUSINESS CONCERN**

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN **GRID DATA, INC.**
ADDRESS OF CONCERN **7408 W. Detroit Street, Suite 100
Chandler, Arizona 85226**

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41 (a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full time, part time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law in the above-captioned application and in the invention disclosed therein have been conveyed by the inventors named as the applicant therein, to the small business concern identified above and remain therewith.

The rights held by the above identified small business concern are exclusive, and no rights to the invention are held by any other person or by any other concern. I declare that the above identified small business concern has not assigned, granted, conveyed, or licensed, and is under no obligation

under contract or law to assign, grant, convey, or license, any rights in the invention to any person or entity that could not be classified as a small entity under 37 C.F.R. 1.9(f).

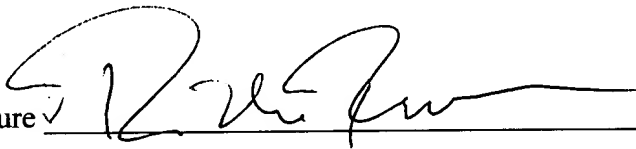
I acknowledge the duty to file, in this application for patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING
TITLE OF PERSON OTHER THAN OWNER
ADDRESS OF PERSON SIGNING

Richard W. Rudow
President
GRID DATA, INC.
7408 W. Detroit St., Suite 100
Chandler, Arizona 85226

Signature ✓



Date ✓

10-27-00

DRG/FMSSMLEN.130/10240